

1 49. In the late summer of 2012, Retrophin entered negotiations with Novartis
2 to purchase the rights to manufacture and sell Synacthen in the US. After
3 approximately nine months of due diligence and negotiations, Retrophin and Novartis
4 agreed to terms on which Retrophin would acquire the rights to Synacthen. Final
5 documents had been prepared and were merely awaiting the parties' signatures. The
6 signing was set for June 11, 2013. Retrophin had prepared a press release announcing
7 the deal.

8 50. In anticipation of the transaction, Retrophin had prepared a plan to obtain
9 regulatory approvals for, and sell Synacthen. It devised a strategy for going directly to
10 Phase III clinical drug trials in order to obtain FDA approval for the use of Synacthen
11 to treat Infantile Spasms and Nephrotic Syndrome. It also planned to file a Treatment
12 Investigational New Drug Application which, if approved by the FDA, would have
13 allowed Retrophin to offer Synacthen to patients for free while it was awaiting FDA
14 approval to market Synacthen for Infantile Spasms and Nephrotic Syndrome. This
15 would have given patients immediate relief from Questcor's pricing and would have
16 developed substantial goodwill for Retrophin and Synacthen in both the patient and
17 medical communities. Retrophin believed that the history of Synacthen's use in other
18 countries would aid it in obtaining FDA approval.

19 51. In anticipation of the product launch, Retrophin had put in place a
20 clinical apparatus to conduct clinical trials necessary to obtain FDA approval. It
21 planned to begin to market Synacthen upon FDA approval.

22 52. Given its expertise as a biopharmaceutical company focusing on rare
23 diseases, Retrophin was ready, willing and able to enter the Relevant Markets with
24 Synacthen subject to FDA approval. Retrophin's entry into the Relevant Markets
25 would have broken Questcor's monopoly. The result would have been
26 unambiguously procompetitive. Retrophin's entry into the market and its introduction
27 of Synacthen as an alternative to Acthar would have benefitted all participants in the
28 markets – other than Questcor. Prices to patients and payors would have dropped;

1 patients who were unable to pay for the drug would have been able to get it; other
 2 patients who were forced by Questcor's pricing to limit their dosages of the drug
 3 would have been able to take the medically prescribed amounts; and Retrophin would
 4 have earned substantial profits from sales of its product.

5 **Questcor Illegally Acquires Synacthen to Preserve its Monopoly**

6 53. Faced with a direct threat to its monopoly, Questcor acted to preserve its
 7 market dominance and its ability to charge extraordinary prices for Acthar. It swept in
 8 and secretly negotiated a deal to buy the rights to Synacthen from Novartis.

9 54. On June 11, 2013, the very day that Retrophin and Novartis were to sign
 10 their agreement, Questcor acquired the rights to Synacthen. The acquisition was
 11 closed on the day of the announcement. Questcor made no Premerger Notification
 12 filing with the Department of Justice and the Federal Trade Commission under the
 13 Hart Scott Rodino Act Antitrust Improvements Act of 1976. Nor did it observe the
 14 waiting period provided by the Hart Scott Act before closing the acquisition.

15 55. As part of the Agreement, the entire risk of an antitrust challenge to the
 16 transaction is borne by Questcor. The Agreement between Novartis and Questcor
 17 provides that Novartis receives the full consideration it is entitled to from Questcor
 18 even if the US antitrust enforcement agencies (The Federal Trade Commission or the
 19 Department of Justice) force Questcor to divest its rights in Synacthen. If such a
 20 divestiture occurs, the Agreement provides that Novartis keeps the entire \$60 million
 21 that Questcor has paid it and Questcor will make all future milestone payments
 22 required by the Agreement – an amount in excess of \$75 million. In short, the
 23 acquisition of the rights to Synacthen was so important to Questcor that it put at least
 24 \$135 million at risk to keep Synacthen out of Retrophin's hands. There was no
 25 procompetitive aspect of Questcor's acquisition of Synacthen.

26 56. Questcor's acquisition of the rights to Synacthen unreasonably restrained
 27 trade, maintained Questcor's monopolies and may result in a substantial lessening of
 28 competition in the Relevant Markets. As a result of Questcor's acquisition of the

1 rights to Synacthen, prices to patients and payors for Acthar will remain at monopoly
2 levels; patients who are unable to pay for the drug will not be able to get it;
3 other patients who are forced by Questcor's pricing to limit their dosages of the drug
4 will not be able to take the medically prescribed amounts; and Retrophin will not earn
5 the substantial profits it expected to earn from selling Synacthen at a fraction of the
6 price Questcor charges for Acthar.

7 **Retrophin Is Continuing to Try to Enter the Relevant Markets**

8 57. Despite Questcor's anticompetitive and monopolistic conduct, Retrophin
9 is continuing to try to enter the Relevant Product Markets. To that end, it has taken
10 the highly unusual step of trying to create from scratch a drug – that it has designated
11 as RE-034 – that will match Synacthen. Retrophin is endeavoring to create a new
12 formulation of the drug that will incorporate the same active pharmaceutical
13 ingredient used in Synacthen and match Synacthen's therapeutic effects for patients
14 suffering from Infantile Spasms and Nephrotic Syndrome.

15 58. Retrophin's efforts to develop RE-034 will take substantial time and
16 money and will require FDA approval. It will also require that the drug successfully
17 complete both Phase I and Phase III clinical trials for both Infantile Spasms and
18 Nephrotic Syndrome. There is no guarantee that RE-034 will succeed in the clinical
19 trials or that Retrophin will succeed in obtaining FDA approval or entering the
20 Relevant Markets.

21 59. Entering the Relevant Markets through RE-034 is more difficult, risky
22 and time consuming than entering those markets through Synacthen. Synacthen is an
23 existing product that has been manufactured and used outside of the US for decades in
24 the treatment of a variety of illnesses, including Infantile Spasms and Nephrotic
25 Syndrome. The owner of the rights to Synacthen has the information, know-how and
26 ability to manufacture the drug and has decades of clinical data from outside the
27 United States that can be used to facilitate and speed the regulatory approval process
28

1 in the US. Retrophin will need to develop all of that knowledge from scratch in
 2 seeking to enter the Relevant Markets with RE-034.

3 60. Entering the Relevant Markets through RE-034 will be more difficult,
 4 less likely to succeed and take longer than entry into those markets through the
 5 acquisition of Synacthen. Questcor's conduct has delayed, and may entirely foreclose,
 6 Retrophin from entering the Relevant Markets.

7 **Questcor Has Damaged Competition in the Relevant Markets and Has Caused**
 8 **Retrophin to Suffer Both Injury in Fact and Antitrust Injury**

9 61. Questcor's unlawful acquisition of the rights to Synacthen has foreclosed
 10 or delayed Retrophin from entering the Relevant Markets, has restrained trade, and
 11 has preserved and entrenched Questcor's monopoly and may substantially lessen
 12 competition. As a result, competition in the Relevant Markets has been damaged and
 13 Retrophin has been injured. Those injuries are intertwined and inseparable.
 14 Excluding or delaying Retrophin from entering the Relevant Markets with Synacthen
 15 was and is an integral aspect of Questcor's anticompetitive conduct.

16 62. Retrophin has suffered and continues to suffer injury in fact from
 17 Questcor's acquisition of the rights to Synacthen and the preservation of its monopoly.

18 63. Retrophin has suffered and continues to suffer antitrust injury from
 19 Questcor's acquisition of the rights to Synacthen and the preservation of its monopoly.
 20 Retrophin has been injured directly as a result of Questcor's unlawful conduct.
 21 Retrophin is a potential entrant into the Relevant Markets and, but for Questcor's
 22 unlawful conduct, would be entering those markets with Synacthen. There are no
 23 aspects of Questcor's conduct that are beneficial to competition. Retrophin's injury is
 24 an integral aspect of Questcor's unlawful conduct; flows from that which renders
 25 Questcor's conduct unlawful; and its injury is of the type the antitrust laws were
 26 intended to prevent.

FIRST CAUSE OF ACTION

**(COMBINATION IN THE RESTRAINT OF TRADE IN VIOLATION OF
SECTION 1 OF THE SHERMAN ACT)**

64. Retrophin repeats and realleges the allegations set forth in paragraphs 1 through 63 as if fully set forth herein.

65. In acquiring the rights to Synacthen, Questcor entered into a contract, conspiracy or combination that unreasonably restrains trade in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1.

66. Questcor's acquisition of the rights to Synacthen unlawfully and unreasonably restrains trade by preventing or delaying Retrophin from entering the Relevant Markets and challenging Questcor's market power in those markets.

67. Questcor's violation of Section 1 of the Sherman Act has caused, and will cause, damages to Retrophin in an amount to be determined at trial, such damages to be trebled in accordance with Section 4 of the Clayton Act. 15 U.S.C. § 15.

68. Questcor's unlawful conduct is ongoing, irreparably injures Retrophin, harms the public interest, and unless restrained will continue. Retrophin has no adequate remedy at law.

SECOND CAUSE OF ACTION

**(MONOPOLIZATION IN VIOLATION OF SECTION 2 OF THE SHERMAN
ACT)**

69. Retrophin repeats and realleges the allegations set forth in paragraphs 1 through 68 as if fully set forth herein.

70. Questcor has monopoly power in the Relevant Markets. In acquiring the rights to Synacthen in the US, Questcor has intentionally acted to maintain and entrench its monopoly position in Relevant Markets, and has done so, in violation of Section 2 of the Sherman Act, 15 U.S.C. § 2.

71. Questcor's violation of Section 2 of the Sherman Act has caused, and will cause, damages to Retrophin in an amount to be determined at trial, such damages to be trebled in accordance with Section 4 of the Clayton Act, 15 U.S.C. § 15.

72. Questcor's unlawful conduct is ongoing, irreparably injures Retrophin, harms the public interest, and unless restrained will continue. Retrophin has no adequate remedy at law.

THIRD CAUSE OF ACTION

**(ATTEMPTED MONOPOLIZATION IN VIOLATION OF SECTION 2 OF
THE SHERMAN ACT)**

73. Retrophin repeats and realleges the allegations set forth in paragraphs 1 through 72 as if fully set forth herein.

74. In acquiring the rights to Synacthen, Questcor has engaged in monopolistic and anticompetitive conduct with the specific purpose and intent of monopolizing the Relevant Markets in violation of Section 2 of the Sherman Act, 15 U.S.C. § 2.

75. The sole purpose of Questcor's acquisition of the rights to Synacthen is to enable Questcor to gain or maintain a monopoly position in the Relevant Markets.

76. A dangerous probability exists that Questcor has succeeded, and if not restrained, will continue to succeed in monopolizing the Relevant Markets.

77. Questcor's acts of attempted monopolization has unlawfully prevented and delayed Retrophin from entering the Relevant Markets and otherwise injure competition in those markets by reducing choice, inflating prices, and lessening innovation.

78. Questcor's violation of Section 2 of the Sherman Act has caused, and will cause, damages to Retrophin in an amount to be determined at trial, such damages to be trebled in accordance with Section 4 of the Clayton Act, 15 U.S.C. § 15.

79. Questcor's unlawful conduct is ongoing, irreparably injures Retrophin, harms the public interest, and unless restrained will continue. Retrophin has no adequate remedy at law.

FOURTH CAUSE OF ACTION

**(UNLAWFUL MERGER IN VIOLATION OF SECTION 7 OF THE
CLAYTON ACT)**

80. Retrophin repeats and realleges the allegations set forth in paragraphs 1 through 79 as if fully set forth herein.

81. Questcor's acquisition of the rights to Synacthen is likely to substantially lessen competition in interstate trade and commerce in violation of Section 7 of the Clayton Act, 15 U.S.C. § 18.

82. Questcor's acquisition of the rights to Synacthen is likely to result in a substantial lessening of competition in the Relevant Markets.

83. Questcor's violation of Section 7 of the Clayton Act has caused, and will cause, damages to Retrophin in an amount to be determined at trial, such damages to be trebled in accordance with Section 4 of the Clayton Act, 15 U.S.C. § 15.

84. Questcor's unlawful conduct is ongoing, irreparably injures Retrophin, harms the public interest, and unless restrained will continue. Retrophin has no adequate remedy at law.

FIFTH CAUSE OF ACTION

(VIOLATION OF CALIFORNIA ANTITRUST LAWS)

85. Retrophin repeats and realleges the allegations set forth in paragraphs 1 through 84 as if fully set forth herein.

86. In acquiring the rights to Synacthen, Questcor entered into and engaged in a continuing unlawful trust in restraint of the trade and commerce described above in violation of the California antitrust laws referenced below. Questcor has acted in violation of these laws in an effort to maintain, entrench, and/or create a monopoly,

1 and otherwise injure competition in the Relevant Markets. Questcor's conduct
 2 substantially affected commerce in California.

3 87. In acquiring the rights to Synacthen in the US, Questcor has maintained
 4 and entrenched its monopoly position in the Relevant Markets.

5 88. Questcor's acquisition of the rights to Synacthen is likely to result in a
 6 substantial lessening of competition in the Relevant Markets.

7 89. By reason of the foregoing, Questcor violated California's Cartwright
 8 Act, California Business and Professions Code §§ 16720 *et seq.*

9 90. Questcor's violation of California's Cartwright Act, California Business
 10 and Professions Code §§ 16720 *et seq.* has caused, and will cause, damages to
 11 Retrophin in an amount to be determined at trial, with such damages to be trebled.

12 91. Questcor's unlawful conduct is ongoing, irreparably injures Retrophin,
 13 harms the public interest, and unless restrained will continue. Retrophin has no
 14 adequate remedy at law.

SIXTH CAUSE OF ACTION

(UNFAIR COMPETITION UNDER CAL. BUS. & PROF. CODE

§ 17200 ET SEQ.)

18 92. Retrophin repeats and realleges the allegations set forth in paragraphs 1
 19 through 91 as if fully set forth herein.

20 93. California Unfair Competition Law, Business and Professions Code
 21 Section 17200 *et seq.*, provides that "unfair competition shall mean and include any
 22 unlawful, unfair or fraudulent business act."

23 94. Questcor's conduct as alleged herein meets the "unlawfulness" prong of
 24 California Business and Professions Code §§ 17200 *et seq.* Questcor has committed
 25 and continues to commit unlawful business practices by illegally acquiring the rights
 26 to Synacthen and engaging in anticompetitive and monopolistic conduct in violation
 27 of antitrust laws.

1 95. Questcor's conduct as alleged herein also meets the "unfair" prong of
 2 California Business and Professions Code §§ 17200 *et seq.* Questcor's
 3 anticompetitive and monopolistic conduct harms the public interest, threatens an
 4 incipient violation of an antitrust law and/or violates the policy or spirit of those laws
 5 because its effects are comparable to or the same as a violation of the law, or
 6 otherwise significantly threatens or harms competition.

7 96. Pursuant to California Business and Professions Code § 17203, Retrophin
 8 seeks the disgorgement of Questcor's profits earned by its unlawful and/or unfair
 9 business practices to the extent it constitutes restitution to Retrophin.

10 97. Pursuant to California Business and Professions Code § 17203, Retrophin
 11 seeks an order of this court enjoining Questcor from continuing to engage, use, or
 12 employ the unlawful and/or unfair business practices complained of herein.

13 98. Questcor's wrongful conduct has caused and, if it continues, will
 14 continue to cause irreparable harm to Retrophin that cannot be fully compensated by
 15 money and for which Retrophin has no adequate remedy at law. Retrophin is thus
 16 entitled to permanent injunctive relief preventing Questcor from continuing to engage
 17 in the conduct alleged in this Complaint.

PRAYER FOR RELIEF

19 WHEREFORE, Retrophin respectfully demands judgment against Questcor:

20 A. DECLARING that Questcor's acquisition of the rights to Synacthen is an
 21 unlawful contract, combination or conspiracy in restraint of trade in violation of
 22 Section 1 of the Sherman Act;

23 B. DECLARING that Questcor's acquisition of the rights to Synacthen
 24 constitutes unlawful monopolization of the Relevant Markets in violation of Section 2
 25 of the Sherman Act;

26 C. DECLARING that Questcor's acquisition of the rights to Synacthen
 27 constitutes an unlawful attempt to monopolize the Relevant Markets in violation of
 28 Section 2 of the Sherman Act;

1 D. DECLARING that Questcor's acquisition of the rights to Synacthen
 2 constitutes an acquisition that may result in a substantial lessening of competition in
 3 the Relevant Markets in violation of Section 7 of the Clayton Act;

4 E. DECLARING that Questcor's acquisition of the rights to Synacthen
 5 constitutes an unlawful trust in restraint of trade and commerce in violation of
 6 California Business and Professions Code §§ 16720 *et seq.*;

7 F. DECLARING that Questcor's acquisition of the rights to Synacthen
 8 constitutes unfair competition in violation of California Business and Professions
 9 Code § 17200 *et seq.*;

10 G. PERMANENTLY ENJOINING Questcor from enforcing or maintaining
 11 its Rights to Synacthen under its agreement with Novartis or any similar formal or
 12 informal agreement;

13 H. PERMANENTLY ENJOINING Questcor from engaging in further
 14 anticompetitive conduct in violation of Section 1 of the Sherman Act;

15 I. PERMANENTLY ENJOINING Questcor from engaging in further
 16 anticompetitive conduct in violation of Section 2 of the Sherman Act;

17 J. PERMANENTLY ENJOINING Questcor from engaging in further
 18 anticompetitive conduct in violation of Section 7 of the Clayton Act;

19 K. PERMANENTLY ENJOINING Questcor from engaging in further
 20 anticompetitive conduct in violation of California Business and Professions Code §§
 21 16720, *et seq.*;

22 L. PERMANENTLY ENJOINING Questcor from engaging in further
 23 unlawful and/or unfair business practices in violation of California Business and
 24 Professions Code § 17200 *et seq.*;

25 M. DISGORGING any profits generated by Questcor as a result of its
 26 unlawful and/or unfair business practices to the extent it constitutes restitution to
 27 Retrophin;

1 N. AWARDING Retrophin damages in an amount to be proved at trial, such
2 damages to be trebled, including its costs and attorneys' fees, pursuant to Section 4 of
3 the Clayton Act, 15 U.S.C. § 15 and/or California's Cartwright Act, California
4 Business and Professions Code §§ 16720, *et seq.*;

5 O. AWARDING Retrophin its costs, expenses and attorneys' fees incurred
6 in connection with the action;

7 P. AWARDING Retrophin interest to the maximum extent permitted by
8 law; and

9 Q. GRANTING Retrophin such other and further relief as this Court deems
10 just and proper.

11 Dated: January 7, 2014

KATTEN MUCHIN ROSENMAN LLP

12
13 By: K. Holland

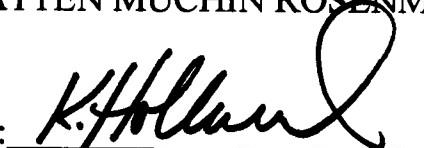
14 Kristin L. Holland
15 Attorneys for Plaintiff Retrophin, Inc.

1 **DEMAND FOR JURY TRIAL**
2

3 Retrophin hereby demands a trial by jury on all of its claims and causes of
4 action.
5

6 Dated: January 7, 2014
7

8 KATTEN MUCHIN ROSENMAN LLP
9

10 By: 
11

12 Kristin L. Holland
13 Attorneys for Plaintiff Retrophin, Inc.
14

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I. (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>)	DEFENDANTS (Check box if you are representing yourself <input type="checkbox"/>)																																																																																																																	
Retrophin, Inc. Questcor Pharmaceuticals, Inc.																																																																																																																		
(b) County of Residence of First Listed Plaintiff <u>New York, NY</u> <small>(EXCEPT IN U.S. PLAINTIFF CASES)</small>																																																																																																																		
(c) Attorneys (Firm Name, Address and Telephone Number) If you are representing yourself, provide the same information. Katten Muchin Rosenman LLP 2029 Century Park East, Suite 2600 Los Angeles, CA 90067-3012 310-788-4400																																																																																																																		
II. BASIS OF JURISDICTION (Place an X in one box only.)																																																																																																																		
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VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.) Plaintiff is suing defendant for entering an illegal agreement and engaging in conduct that violates federal and state antitrust and competition laws, 15 U.S.C. §§ 1, 2, 18, and California Business and Professions Code §§ 16720, et seq, California Business and Professions Code §§ 17200, et seq																																																																																																																		
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Vet.)	<input type="checkbox"/> Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))	<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 864 SSID Title XVI	<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 154 Motor Vehicle	<input type="checkbox"/> 330 Fed. Employers' Liability	BANKRUPTCY	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	<input type="checkbox"/> 865 RSI (405 (g))	<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 155 Stockholders' Suits	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 422 Appeal 28 USC 158	FORFEITURE/PENALTY	FEDERAL TAX SUITS	<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 156 Other Contract	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 157 Contract Product Liability	<input type="checkbox"/> 350 Motor Vehicle Product Liability	CIVIL RIGHTS	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609	<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 158 Franchise	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 440 Other Civil Rights	LABOR	<input type="checkbox"/> 895 Freedom of Info. Act	REAL PROPERTY	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 896 Arbitration	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 720 Labor/Mgmt. Relations	<input type="checkbox"/> 899 Admin. 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FOR OFFICE USE ONLY:

Case Number:

CV-71 (11/13)

CIVIL COVER SHEET

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII. VENUE: Your answers to the questions below will determine the division of the Court to which this case will most likely be initially assigned. This initial assignment is subject to change, in accordance with the Court's General Orders, upon review by the Court of your Complaint or Notice of Removal.

Question A: Was this case removed from state court? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "no," go to Question B. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	STATE CASE WAS PENDING IN THE COUNTY OF:	
	<input type="checkbox"/> Los Angeles	
	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	
	<input type="checkbox"/> Orange	
	<input type="checkbox"/> Riverside or San Bernardino	
	INITIAL DIVISION IN CACD IS:	
	Western	
	Western	
	Southern	
	Eastern	

Question B: Is the United States, or one of its agencies or employees, a party to this action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "no," go to Question C. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	If the United States, or one of its agencies or employees, is a party, is it:	
	A PLAINTIFF?	
	Then check the box below for the county in which the majority of DEFENDANTS reside.	
	<input type="checkbox"/> Los Angeles	<input type="checkbox"/> Los Angeles
	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo
	<input type="checkbox"/> Orange	<input type="checkbox"/> Orange
	<input type="checkbox"/> Riverside or San Bernardino	<input type="checkbox"/> Riverside or San Bernardino
A DEFENDANT?		
Then check the box below for the county in which the majority of PLAINTIFFS reside.		
<input type="checkbox"/> Other	<input type="checkbox"/> Other	
	INITIAL DIVISION IN CACD IS:	
	Western	
	Western	
	Southern	
	Eastern	
	Western	

Question C: Location of plaintiffs, defendants, and claims? (Make only one selection per row)	A. Los Angeles County	B. Ventura, Santa Barbara, or San Luis Obispo Counties	C. Orange County	D. Riverside or San Bernardino Counties	E. Outside the Central District of California	F. Other
Indicate the location in which a majority of plaintiffs reside:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Indicate the location in which a majority of defendants reside:	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indicate the location in which a majority of claims arose:	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

C.1. Is either of the following true? If so, check the one that applies:	C.2. Is either of the following true? If so, check the one that applies:
<input checked="" type="checkbox"/> 2 or more answers in Column C	<input type="checkbox"/> 2 or more answers in Column D
<input type="checkbox"/> only 1 answer in Column C and no answers in Column D	<input type="checkbox"/> only 1 answer in Column D and no answers in Column C
Your case will initially be assigned to the SOUTHERN DIVISION. Enter "Southern" in response to Question D, below. If none applies, answer question C2 to the right. →	
Your case will initially be assigned to the EASTERN DIVISION. Enter "Eastern" in response to Question D, below. If none applies, go to the box below. ↓	
Your case will initially be assigned to the WESTERN DIVISION. Enter "Western" in response to Question D below.	

Question D: Initial Division?	INITIAL DIVISION IN CACD
Enter the initial division determined by Question A, B, or C above: →	Southern Division

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

IX(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? NO YES

If yes, list case number(s): _____

IX(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? NO YES

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

(Check all boxes that apply)

- A. Arise from the same or closely related transactions, happenings, or events; or
- B. Call for determination of the same or substantially related or similar questions of law and fact; or
- C. For other reasons would entail substantial duplication of labor if heard by different judges; or
- D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**X. SIGNATURE OF ATTORNEY
(OR SELF-REPRESENTED LITIGANT):** 

DATE: 1/7/2014

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))